

**DETERMINATION AND FINDINGS  
FOR A  
SOLE SOURCE PROCUREMENT**

<b>CONTRACT NO:</b>	POHC-2004-C-0526
<b>CAPTION:</b>	Comprehensive Animal Control and Animal Disease Prevention Services
<b>PROPOSED CONTRACTOR:</b>	The Washington Humane Society
<b>PROGRAM AGENCY:</b>	Department of Health, Health Regulation and Licensing Administration
<b>AUTHORIZATION:</b>	D.C. Official Code §2-354.04, 27 DCMR 1304 and 1700

**1. MINIMUM NEED:**

The Department of Health (DOH), Health Regulation and Licensing Administration (HRLA) has a continuing need to maintain the operation of the District's Animal Care and Control Facility located at 1201 New York Avenue, NE, Washington, DC, without interruption, while the District re-examines the acquisition strategy for the required animal care and control services. The Contractor shall continue to provide comprehensive animal control and animal disease prevention services to protect the public health and safety of the residents and visitors of the District.

**2. ESTIMATED REASONABLE PRICE:**

The estimated fair and reasonable price for the contract extension is \$982,344.45 for the period of April 1, 2012 through July 31, 2012. The estimated price has been developed based on the monthly installment price listed in the contract.

**3. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:**

The Washington Humane Society (WHS) was awarded contract POHC-2001-C-0526 on April 26, 2004 for the period of May 19, 2004 through May 18, 2007 with two, one year

options, to provide comprehensive animal control and animal disease prevention services, as well as manage the operation of the District's Animal Control Facility. The final option year ended on May 18, 2009.

In anticipation of the expiration of the contract, OCP together with DOH develops and issues RFP DCHC-2009-R-0526 to select a contractor through competitive process. Prior to the award of a contract, resulting from the RFP process, the Chief Procurement Officer determined that the solicitation should be cancelled in order to assess the acquisition strategy issues.

The Contract was extended for the period of May 19, 2009 through March 31, 2011 with two option period of April 1, 2011 through September 3, 2011, and October 1, 2011 through March 31, 2012 with approved D&F for Sole Source. New procurement was not completed due leadership and management changed in DOH and OCP.

The DOH has a continuing need to maintain the continuity of operation, without interruption with the current contractor until a new long term contract can be awarded. The District is developed a new solicitation to be issued by March 23, 2012, to procure another multi-year contract for continued operations of the comprehensive animal control and animal disease prevention services by a contractor. The District, therefore, has a need to extend its present contract with WHS for a period of April 1, 2012 through July 31, 2012, allowing for the completion of the competitive procurement process incorporating the best practices and information to be obtained from extensive market research for a new comprehensive animal control and animal disease prevention services contract.

In consideration of the District's minimum need, WHS is the only contractor with the expertise and infrastructure with the capacity to provide the required services. WHS will continue to provide the same tasks as presently outlined in Contract No. POHC-2004-C-0526.

.

#### 4. CERTIFICATION BY AGENCY HEAD

I hereby certify that the above findings are true, correct and complete.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Dr. Mohammad N. Akhter  
Director  
Department of Health

#### 5. CERTIFICATION BY CONTRACTING OFFICER

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04) and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Drakus Wiggins, CPPB  
Contracting Officer

#### **DETERMINATION**

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

\_\_\_\_\_  
Date

\_\_\_\_\_  
James D. Staton, Jr.  
Chief Procurement Officer